

**BERNSTEIN LITOWITZ BERGER &
GROSSMAN LLP**

Steven Singer (SS-5212)
William C. Fredericks (WF-)
Wallace A. Showman (WS-0881)
Jonathan Harris (JH-3047)
Jerald Bien-Willner (JB-)
1285 Avenue of the Americas
New York, New York 10019
Telephone: (212) 554-1400
Facsimile: (212) 554-1444

KELLER ROHRBACK LLP

Lynn L. Sarko
Derek W. Loeser
Karin B. Swope
Tyler L. Farmer
1201 Third Avenue, Suite 3200
Seattle, Washington 98101
Telephone: (206) 623-1900
Facsimile: (206) 623-3384

**BERMAN DEVALERIO PEASE
TABACCO BURT & PUCILLO**

Jeffrey C. Block
Abigail R. Romeo
One Liberty Square
Boston, MA 02109
Telephone: (617) 542-8300
Facsimile: (617) 542-1194

Attorneys for Lead Plaintiffs and the Class

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE STATE STREET BANK AND TRUST
CO. ERISA LITIGATION

This document relates to:

No. 07 Civ. 9319
No. 07 Civ. 9687
No. 08 Civ. 0265

07 Civ. 8488 (RJH)
(Consolidated Actions)

**DECLARATION OF ALAN KOBER IN OPPOSITION
TO DEFENDANTS' MOTION TO TRANSFER VENUE
PURSUANT TO 28 U.S.C. § 1404**

ALAN KOBER declares under penalty of perjury as follows:

1. I am Trustee of the Andover Companies Employees Savings and Profit Sharing Plan. I submit this declaration in opposition to the motion of Defendants State Street Bank & Trust Company (“SSBT”) and State Street Global Advisors, Inc. to transfer this action to the District of Massachusetts.

2. I am ready, willing and able to testify at trial in New York City.

Dated: New York, New York
March 13, 2008

ALAN KOBER